RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOMA LINDA, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS.

WHEREAS, §9220 and 9285 of the Elections Code of the State of California authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments for city measures submitted at municipal elections;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOMA LINDA, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDAIN AS FOLLOWS:

SECTION 1.   That pursuant to Sections 9220 and 9285 of the Elections Code of the State of California, when the elections official has selected the arguments for and against the measure which will be printed and distributed to the voters, the elections official shall send a copy of an argument in favor of the proposition to the authors of any argument against the measure and a copy of an argument against the measure to the authors of any argument in favor of the measure immediately upon receiving the arguments.

The author or a majority of the authors of an argument relating to a city measure may prepare and submit a rebuttal argument not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument. A rebuttal argument may not be signed by more than five.

The rebuttal arguments shall be filed with the City Clerk, signed, with printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, not more than 10 days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument attached hereto as Exhibit "A".

Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 2.   That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

SECTION 3.   That the provisions of Section 1 shall apply only to the election to be held on June 6, 2006 and shall then be repealed.

SECTION 4.   That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED this 24th day of January 2006 by the following vote:

Ayes:
Noes:
Absent:

_____
Floyd Petersen, Mayor

ATTEST:

_____
Pamela Byrnes-O'Camb, City Clerk

EXHIBIT "A"

FORM OF STATEMENT TO BE FILED BY
AUTHOR OF ARGUMENT

All arguments concerning measures filed pursuant to Division 9, Chapter 3 (beginning with §9200) of the Elections Code shall be accompanied by the following form statement **to be signed** by each proponent, and by each author, if different, of the argument.

The undersigned proponent(s) or author(s) of the (primary/rebuttal) argument (in favor of/against) ballot proposition (name or number) at the General Municipal Election for the City of Loma Linda to be held on Tuesday, June 6, 2006 hereby state that the argument is true and correct to the best of (his/her/their) knowledge and belief.

Sign Name   Print Name   Date

_____   _____   _____

_____   _____   _____

_____   _____   _____

_____   _____   _____

NOTES: All Authors must print his/her name and sign this form (EC9600

   Print his/her name and sign the Argument itself (EC 9283)

   Print his/her name and sign the Rebuttal Argument itself (EC 9285)

Further, pursuant to Election Code §9219, printed arguments submitted to the voters shall be titled either "Argument in Favor Of Measure _____" or "Argument Against Measure _____".

Likewise, printed rebuttal arguments submitted pursuant to Election Code §§9220 and 9285 shall be titled either "Rebuttal To Argument In Favor Of Measure _____" or "Rebuttal To Argument Against Measure _____".